

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3247

IN THE MATTER OF:

Served October 31, 1988

Application of PETER PAN BUS LINES,) )  
INC., for a Certificate of Public )  
Convenience and Necessity -- )  
Charter Operations )

Case No. AP-88-36

By application filed October 6, 1988, Peter Pan Bus Lines, Inc. (Peter Pan or applicant), seeks a certificate of public convenience and necessity to transport passengers, together with mail, express, and baggage in the same vehicle with passengers, in charter operations between points in the Metropolitan District. \*/

Peter Pan is a Massachusetts corporation formed, inter alia, for the purpose of conducting for-hire transportation of passengers. Peter Pan's equipment list shows 134 vehicles manufactured between 1974 and 1988, ranging in seating capacity from 24 to 49 passengers. It estimates about 20 buses may be based in the Washington area. Applicant proposes charter rates for 47-passenger vehicles of \$43.20 per hour during the off-peak season (November 1 - March 15) and \$48.60 per hour during the peak season (March 16 - October 31). For charter service in 24-passenger (luxury) vehicles, rates would be \$54 per hour during off-peak season and \$59.40 per hour during peak season. The maximum charge for charter service per 24-hour period would be \$561.60 off-peak and \$631.80 peak. In cases where the operator of the vehicle serves as a lecturer, a premium of \$5.40 per hour during peak season and \$6.40 per hour during off-peak season would be charged. A separate lecturer would be provided at an additional charge based upon applicant's cost of securing the lecturer. Transfers would be conducted in 47-passenger coaches. Transfers between any two points located within the Capital Beltway would be \$162 during off-peak season and \$194.40 during peak season. Transfers between any point located within the Capital Beltway, on the one-hand, and, on the other, any point outside the Capital Beltway (including Dulles Airport) and transfers between any two points in the Metropolitan District located outside the Capital Beltway would be \$189 off-peak and \$243 peak.

With its application Peter Pan submitted a balance sheet dated December 31, 1987, and reflecting total assets of \$17,157,787; total liabilities of \$6,908,441; and equity of \$10,249,346. Applicant's income statement for the year ended December 31, 1987, shows gross revenue of \$17,676,395; other income of \$1,986,908; operating expenses of \$13,069,758; and general and administrative expenses of \$2,788,675. After allowance for taxes and payment of dividends plus credit for

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\*/ To the extent that this application could be interpreted to include transportation solely within Virginia, it is hereby dismissed pursuant to the Compact, Title II, Article XII, Section 1(b).

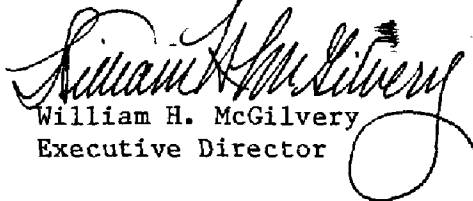
retained earnings at the beginning of the year, applicant list \$10,514,746 in retained earnings for 1987. Peter Pan projects operating income of \$990,000 for the first six months of operation. Total expenses before taxes for the same period are projected to be \$886,000.

Pursuant to Title II, Article XII, Section 4(b) of the Compact, this application will be scheduled for public hearing to determine if applicant is fit, willing, and able to perform the proposed service properly and comply with the Compact and the Commission's rules and regulations and to determine whether the public convenience and necessity require the proposed service.

THEREFORE, IT IS ORDERED:

1. That a public hearing in Case No. AP-88-36 is hereby scheduled to commence Tuesday, December 6, 1988, at 9:30 a.m. in the Hearing Room of the Commission, 1625 Eye Street, N.W., Room 314, Washington, DC 20006, and to continue from day to day thereafter until completed unless otherwise ordered by the Administrative Law Judge.
2. That Peter Pan Bus Lines, Inc., shall publish once in a newspaper of general circulation in the Metropolitan District notice of this application and the hearing thereon in the form prescribed by the staff of the Commission no later than Monday, November 7, 1988, and shall present at hearing an affidavit of publication.
3. That any person desiring to protest this application shall file a protest in accordance with Commission Rule No. 14, or any person desiring to be heard on this matter shall so notify the Commission in writing, no later than Wednesday, November 23, 1988, and shall simultaneously serve a copy of such protest or notice on applicant's counsel, Jeremy Kahn, Esq., 1726 M Street, N.W., Suite 702, Washington, DC 20036.
4. That Peter Pan Bus Lines, Inc., is hereby assessed \$800 pursuant to Title II, Article XII, Section 19 of the Compact, and is directed to deliver said amount to the office of the Commission, 1625 Eye Street, N.W., Suite 316, Washington, DC 20006, no later than Wednesday, November 23, 1988.

FOR THE COMMISSION:

  
William H. McGilvery  
Executive Director